

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

This matter came on for hearing on December 3, 2007, on Defendants WACHOVIA SECURITIES, LLC's, MARK WIELAND's, TBIG FINANCIAL SERVICES', INC., and JOSEPH E. BARATTA's duly noticed Motion for Leave to File an Amended Notice of Removal (the "Motion"). Having read the papers submitted in support of and in opposition to the Motion and having considered the arguments of counsel, the Court finds that justice requires that leave to amend be granted. Accordingly,

IT IS ORDERED THAT:

1. The Motion is GRANTED.

1 2. The Defendants are given leave to file the Amended Notice of
2 Removal that was attached as Exhibit A to the Motion.

3 3. The Defendants must file and serve this amended pleading no later
4 than ten (10) days after the date on which this order was entered.

5
6 DATED: _____, 2007

7 _____
8 UNITED STATES DISTRICT COURT
9 JUDGE

10 Submitted by:

11 /s/ Terry Ross

12 TERRY ROSS, CASB No. 58171

13 terry.ross@kyl.com

14 AUDETTE PAUL MORALES, CASB No. 216631

15 audette.morales@kyl.com

16 KEESAL, YOUNG & LOGAN

17 A Professional Corporation

18 400 Oceangate, P.O. Box 1730

19 Long Beach, California 90801-1730

20 Telephone: (562) 436-2000

21 Facsimile: (562) 436-7416

22 Attorneys for Defendants

23 WACHOVIA SECURITIES, LLC and

24 MARK WIELAND